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U.S. Polent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid QMB control number. 10/659,802 Application Number September 10, 2003 Filing Date TRANSMITTAL First Named Inventor FORM FOGARTY, PATRICK Group Art Unit 1632 (to be used for all correspondence after initial filing) Examiner Name David A. Montanari Attorney Docket Number TOSK-007CON Total Number of Pages in This Submission ENCLOSURES (check all that apply) Fee Transmittal Form Assignment Papers After Allowance Communication (for an Application) to Group Fee Attached Drawing(\$) Appeal Communication to Board Amendment / Reply of Appeals and Interferences Licensing-related Papers After Final Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Petition Affidavits/declaration(s) Proprietary Information Extension of Time Request Petition to Convert to a **Provisional Application** Status Letter **Express Abandonment Request** Power of Attorney, Revocation Change of Correspondence Information Disclosure Statement Other Enclosure(s) (please Address identify below); Terminal Disclaimer Certified Copy of Priority Response to Restriction Requirement **Documents** Request for Refund Response to Missing Parts/ Incomplete Application CD, Number of CD(s) Response to Missing Parts Remarks under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm BRET E. FIELD, Reg. No. 37,620 Individual Name Signature Date July 18, 2005 CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this correspondence is being facsimile filed under 37 C.F.R. §§ 1.6(d) and 1.8(a)(1)(b) addressed to: 571-273-8300 on this date: July 18, 2005. Typed or printed name Donna Macedo Signature Date July 18, 2005

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## VIA FACSIMILE 571-273-8300

RESPONSE TO RESTRICTION REQUIREMENT Address to: Mail Stop Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Docket No.	TOSK-007CON
	Application No.	10/659,802
	Confirmation No.	5245
	Filing Date	September 10, 2003
	Examiner	David A Montanari
	Group Art Unit	1632

Sir:

This communication is submitted in response to the Restriction Requirement dated July 5, 2005.

The Applicants hereby elect to prosecute the claims of Group II, claims 11-18 and 27-34, with traverse. As stated in the MPEP §803, if search and examination of an entire application can be made without serious burden, the examiner must examine the entire application on the merits, even though the entire application includes claims to independent or distinct inventions. It is the Applicants' position that it would not be unduly burdensome to perform a search on all of the claims together in the present application. Accordingly, the Applicants traverse the restriction requirement.

The Applicants expressly reserve the right under 35 USC §121 to file a divisional application directed to the non-elected subject matter or any subject matter disclosed in this application during the pendency of this application.

Atty Dkt. No.: TOSK-007CON

US\$N: 10/659,802

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 50-0815, order number TOSK-007CON.

Respectfully submitted,
BOZICEVIC, FIELD & FRANCIS LLP

Date: July 18, 2005

By: \_\_\_\_

Bret E. Field

Registration No. 37,620

BOZICEVIC, FIELD & FRANCIS LLP 1900 University Avenue, Suite 200 East Palo Alto, California 94303 Telephone: (650) 327-3400 Facsimile: (650) 327-3231

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